

ATTACHMENT 23



Department of
Civil Service

Glossary of Defined Terms

Affiliate means a person or organization which, through stock ownership or any other affiliation, directly, indirectly, or constructively controls another person or organization, is controlled by another person or organization, or is, along with another person or organization, under the control of a common parent.

AG means the New York State Attorney General's Office.

Agreement or Contract means the writings that contain the agreement of the Department and the Contractor setting forth the legal obligations of the Parties, as determined by the applicable rules of law, resulting from the solicitation.

Breach means acquiring of information by a person or entity without valid authorization or through unauthorized acquisition.

Business Day(s) means Monday through Friday, except for those designated as Business Holidays.

Commissioner means the Commissioner of the New York State Department of Civil Service.

Contractor means the entity that has been awarded a contract and has executed a Contract with the State. Also referred to as "Vendor."

Data means any information, analytic derivatives, formula, algorithms, or other content that the Department or State may provide to the Contractor pursuant to this Contract. Data includes, but is not limited to, any of the foregoing that the Department and/or Contractor (i) uploads to a Cloud Service, and/or (ii) creates and/or modifies using a Cloud Service.

Day(s) means calendar Days unless otherwise noted.

Department or DCS means the New York State Department of Civil Service.

DOB means the New York State Division of the Budget.

EEO means the Federal Equal Employment Opportunities Act.

ET means prevailing Eastern Time.

Event means any observable occurrence in a system and/or network that may indicate that a Security Incident is occurring or has occurred.

HIPPA means Health Insurance Portability and Accountability Act of 1996, as amended.

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HMO means one of the Health Maintenance Organizations which participate in the New York State Health Insurance Program.

NYS or State means the State of New York (including the New York State Department of Civil Service).

Offeror means any responsible and eligible entity submitting a responsive Proposal to the RFP. It shall be understood that references in the RFP to "Offeror" shall include said entity's proposed Key Subcontractor or Affiliates, if any.

OSC means the New York State Office of the State Comptroller.

Participating Agency (PA) means any unit of local government such as school districts, special districts, or district or municipal corporations that elects with the approval of the President of the Civil Service Commission, to participate in the New York State Health Insurance Program.

Participating Employer (PE) means any public authority, public benefit corporation, or other agency subdivision or quasi-public organization of NYS that elects, with the approval of the President of the Civil Service Commission, to participate in the New York State Health Insurance Program.

President means the President of the Civil Service Commission who is also the Commissioner of the Department.

Project Services means the entire scope of actuarial and benefits management services to be provided by the Contractor pursuant to the terms and conditions of the Agreement.

Proposal or Submissions means the Contractor's Administrative Proposal, Technical Proposal and Cost Proposal, including all responses to supplemental requests for clarification, information, or documentation submitted during the course of the Procurement.

SAMHSA means Substance Abuse and Mental Health Services Administration.

Solicitation means writings by the State setting forth the scope, terms, conditions and technical specifications for a procurement of Product.

State or NYS means the State of New York.

State Agency or state agencies means all state departments, boards, commissions, offices or institutions but excludes, however, for the purposes of subdivision five of section three hundred fifty-five of the education law, the state university of New York

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and excludes, for the purposes of subdivision a of section sixty-two hundred eighteen of the education law, the city university of New York. Furthermore, such term shall not include the legislature or the judiciary.

Subcontractor means any individual or legal entity (including but not limited to sole proprietor, partnership, limited liability company, firm or corporation) who has entered into a contract, express or implied, for the performance of a portion of the Contract with a Contractor.

System means an interconnected set of information resources under the same direct management control that shares common functionality. A system normally includes hardware, software, applications, and communications.